

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
Nashville Division**

L.W., by and through her parents and next friends, Samantha Williams and Brian Williams, et al.,

Plaintiffs,

and

UNITED STATES OF AMERICA,

Plaintiff-Intervenor

v.

JONATHAN SKRMETTI, in his official capacity as the Tennessee Attorney General and Reporter, et al.,

Defendants.

Civil No. 3:23-cv-00376

Judge Richardson

Judge Newbern

PLAINTIFFS' MOTION TO FURTHER EXCEED PAGE LIMIT IN THEIR REPLY IN SUPPORT OF THEIR MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs respectfully move for additional leave to exceed the five-page limit, for a total of twelve pages, in their reply in support of the Preliminary Injunction Motion. This request is for good cause, and Plaintiffs state as follows in support of the requests:

On May 22, 2023, Plaintiffs filed their *Motion to Extend Time to File and Exceed Page Limit in Their Reply in Support of Their Motion for Preliminary Injunction* [ECF No. 116], which the Court granted on May 23, 2023, extending Plaintiffs' time to file their response to June 1, 2023, and permitting Plaintiffs to file a reply brief of up to ten pages [ECF No. 118].

Given the large number of discrete issues that must be addressed in reply—including the Minor Plaintiffs' standing, Provider Plaintiff's standing, irreparable harm, the appropriate level of review to apply to Plaintiffs' Equal Protection claims, rebutting Defendants' experts' declarations,

the sufficiency of Plaintiffs' parental autonomy claims, the balance of the preliminary injunction factors, and the need for a facial injunction—Plaintiffs respectfully move the Court to allow them to include two additional pages in their reply brief, for a total of twelve pages (only one page more than Defendants requested for their reply in support of their motion to reset briefing schedule and consolidate the preliminary injunction hearing with a trial [ECF No. 83] to respond to Plaintiffs' nine-page opposition [ECF No. 79]).

Counsel for Plaintiffs has conferred with counsel for Defendants and counsel for Plaintiff-Intervenor; Defendants have advised that they oppose this motion; Plaintiff-Intervenor has advised that it does not oppose.

Accordingly, Plaintiffs respectfully submit that their motion to file two additional pages, for a total of twelve pages, in their reply in support of the Preliminary Injunction Motion should be GRANTED.

Dated: May 30, 2023

s/ Stella Yarbrough

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on May 30, 2023, the undersigned filed the foregoing Plaintiffs' Motion to Further Exceed Page Limit in Their Reply in Support of Their Motion for Preliminary Injunction via this Court's electronic filing system, which sent notice of such filing to the following counsel of record:

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